
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No.: 2:24-cv-01169-JLS-MAR

Date: October 1, 2024

Title: Kelly Toys Holdings, LLC et al v. Build-A-Bear Workshop, Inc.

Present: **HONORABLE JOSEPHINE L. STATON, UNITED STATES DISTRICT JUDGE**

Derek Davis
Deputy Clerk

N/A
Court Reporter

Attorneys Present for Plaintiff:

Attorneys Present for Defendant:

Not Present

Not Present

Proceedings: (IN CHAMBERS) SCHEDULING ORDER

On the Court's own motion, the Scheduling Conference set for hearing Friday, October 11, 2024 is VACATED and the following schedule is set.

Counsel's attention is directed to the Court's Civil Trial Order filed concurrently with this Minute Order. Generally, motions should, at the time of filing, be noticed for hearing on the Court's first available motions hearing date. (See <http://www.cacd.uscourts.gov/honorable-josephine-l-staton>) (showing closed civil motions hearing dates); *see also* Local Rules 7-9 & -10 (deadlines for opposition and reply briefs).)

To conform with the Court's presumptive schedule, the schedule set forth below may have been adjusted from that proposed by the parties. (See Order Setting Scheduling Conference at 2.) The Court has accommodated the parties' request to extend the deadline for the filing of dispositive motions to allow them to use their opening expert reports in those motions. (See ECF 43 at 11-12 (requesting July 25, 2025 as a dispositive motions deadline).) Because of the extension of the dispositive motions deadline, the Court has also adjusted the date for the final pretrial conference.

These dates and deadlines will not be continued except upon a showing of good cause, which generally requires unforeseeable circumstances. *See* Fed. R. Civ. P. 16(b)(4). Failure to conduct discovery diligently or a desire to engage in settlement discussions will not constitute good cause.

The Court will set a trial date and an exhibit conference date at the Final Pretrial Conference. The parties are directed to confer before the Final Pretrial Conference and to identify in the Proposed Final Pretrial Conference Order mutually agreeable trial dates within the 90 days following the Final Pretrial Conference. Where the Court's trial calendar permits, the Court will set the trial for a date agreed upon by the parties.

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Last Day to File a Motion to Add Parties or Amend Pleadings:	December 6, 2024
Fact Discovery Cutoff:	May 23, 2025
Last Day to Serve Initial Expert Reports:	June 6, 2025
Last Day to Serve Rebuttal Expert Reports:	July 7, 2025
Last Day to Conduct Settlement Proceedings:	July 25, 2025
Last Day to File Motions (Excluding <i>Daubert</i> Motions and all other Motions in Limine):	July 25, 2025
Expert Discovery Cutoff:	August 1, 2025
Last Day to File Daubert Motions:	August 8, 2025
Last Day to File Motions in Limine	November 14, 2025
Final Pretrial Conference (10:30 a.m.):	December 12, 2025
Preliminary Trial Estimate: ¹	10 to 14 days

Initials of Deputy Clerk: dd

¹ This is the parties' estimate. The Court may allot fewer days for trial.